

February 1, 2005

February First

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The regular February Meeting of Council was held on the above date at 7:00 p.m. in the Council Chambers located on the Fourth Floor of the Municipal Building. The following Council Members were present: Ruby B. Archie, P. A. "Pete" Castiglione, Jr., E. Stokes Daniels, Jr., Mayor John C. Hamlin, T. David Luther, T. Wayne Oakes, Sherman M. Saunders, H. Phillip Smith, and Vice-Mayor R. Wayne Williams, Jr. (9).

Staff Members present were: City Manager Jerry L. Gwaltney, Deputy City Manager M. Lyle Lacy, III, Assistant City Manager for Utilities Joseph C. King, Finance Director Aubrey D. Dodson, City Attorney W. Clarke Whitfield, Jr., and Clerk of the Council Annette Y. Crane, CMC.

Other Staff members present were Community Development Director Jerry Fischer, Planning Director Kenny Gillie and Parks, Recreation and Tourism Director John Gilstrap.

Mayor Hamlin presided.

#### **INVOCATION AND PLEDGE OF ALLEGIANCE**

Vice-Mayor Wayne Williams offered the Invocation. The Pledge of Allegiance to the Flag followed.

#### **ANNOUNCEMENTS AND SPECIAL RECOGNITION**

Mayor Hamlin recognized President of the Dan River Business Development Center (DRBDC) Linda Green. Ms. Green advised the DRBDC Board is comprised of members from Danville and Pittsylvania County. Danville membership includes Deputy City Manager Lyle Lacy, Council Member Sherman Saunders, Economic Development Director Ron Bunch and Realtor Dave Macpherson.

Ms. Green thanked City Council for their support of the electrical upgrade that is taking place at the facility. She said the upgrade would help incorporate the manufacturing base in order to allow the research base to conduct high-powered electrical current for some of the manufacturing processes.

For those who are unfamiliar with the business incubator, Ms. Green advised the incubator was constructed in the year 2000 with funding from Danville and Pittsylvania County, the Economic Development Administration, the Department of Business Assistance, and the Center for Innovative Technology. Initially, the goal of the Board was to make the facility self-sustaining.

Ms. Green said the primary mission of the center was not only to incubate or house companies as they start up, but also to

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graduate those companies into the community. She said services within the center have increased to support those companies. Those services include advisory councils made up of area professionals and key one service for all tenants, due to infrastructure upgrades that provide for the conducting of business via the Internet.

Ms. Green reported that since the Year 2001, the center had graduated seven (7) businesses that now employ over 200 workers. She said that presently, there are nineteen (19) tenants in the facility with fifty-nine (59) employees. She expressed pride at the tenant mix. Ms. Green reported that 23% of the companies are female-owned, 8% are veteran-owned, and 27% are minority-owned. She reported the employee mix, as well, is diversified.

Ms. Green advised that an open house and vendor fair would be held at the facility on February 17 from 8:00 a.m. to 6:00 p.m. At the conclusion of the event, she said there would be a ceremony for the business graduates. Ms. Green extended an invitation to anyone who would like to attend.

Council Members Saunders expressed pride and commended the efforts of Ms. Green in bringing the facility to capacity. Mr. Saunders said Ms. Green was a local talent, born and raised in the Danville-Pittsylvania County area. He said Ms. Green had brought about many positive changes in the six months she had served as President.

Council Member Archie thanked Ms. Green for providing the update, since there may be many in the community who are unaware of the facility's services.

Mayor Hamlin congratulated Ms. Green on her accomplishments and commended the Business Center Board for all that had transpired at the facility since Ms. Green's arrival.

Council Member Castiglione advised that following the World Trade Center tragedy on September 11, 2001, Danville Community College (DCC) Students and the Danville Fire Department held a fund-raising event that produced over \$17,000 for the victims' families. Mr. Castiglione said the amount was the largest ever collected by college students in the United States. He advised that DCC students wished now to raise funds for Tsunami victims.

Mr. Castiglione introduced DCC student Jessica Evans. Ms. Evans advised that she, along with the Student Government Association President Shawn Davis, would be heading up the relief project. She reported there would be a fund-raiser on Saturday, February 12, 2005 from 8:00 a.m. to 6:00 p.m. Danville Firefighters and DCC students from eleven clubs and organizations would be collecting donations from six locations in the City. The locations are: Lowe's, Belk's, Belk's Men's Store, Sheetz, Value City, and K-Mart. Ms. Evans said if additional information was needed, individuals may contact Mr. Castiglione at 434-797-8490.

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Council Member Castiglione expressed his appreciation to Ms. Evans for bringing this matter before Council. He thanked the City's firefighters for their willingness to work with DCC students in their fund-raising efforts.

#### **MINUTES**

Upon Motion by Council Member Smith and second by Council Member Saunders, Minutes of the January 18, 2005 Meeting of Danville City Council were approved as presented. Draft copies had been distributed to Council Members prior to the Meeting.

#### **BUDGET ADOPTION-FY 2004-05-LAW ENFORCEMENT EQUIPMENT GRANT**

Upon Motion by Council Member Luther and second by Council Member Smith, Ordinance No. 2005-01.05 presented by its First Reading on January 18, 2005 amending the Fiscal year 2004-2005 Budget Appropriation Ordinance by increasing revenue to anticipate the receipt of funds from the State of Virginia "1122" State and Local Law Enforcement Equipment Procurement Grant Program for a grant in the amount of \$32,164.42 to be used toward the procurement of two ID 500 Live Scan Finger Printing Systems was adopted by the following vote:

VOTE: 9-0  
AYE: Archie, Castiglione, Daniels, Hamlin, Luther, Oakes, Saunders, Smith, and Williams (9).  
NAY: None (0).

#### **HEARING - CDBG FUNDS - PROJECT DISCOVERY - OLD WEST END SURVEY**

Mayor Hamlin opened the floor to consider an amendment to the FY 2004-2005 Community Development Appropriation Ordinance. Notice of the Public Hearing had been duly published in the Danville Register and Bee on January 1, 2005. No one present desired to be heard and the Public Hearing was closed.

Upon Motion by Council Member Daniels and second by Council Member Castiglione, an Ordinance entitled:

ORDINANCE NO. 2005-02.01

AN ORDINANCE AMENDING THE FISCAL YEAR 2004-2005 COMMUNITY DEVELOPMENT APPROPRIATION ORDINANCE BY AUTHORIZING A TRANSFER OF FUNDS FROM THE PUBLIC IMPROVEMENTS/PARK IMPROVEMENTS ACCOUNT IN THE AMOUNT OF \$26,000 TO SPECIAL ACTIVITIES BY SUB-RECIPIENTS/PROJECT DISCOVERY AND PLANNING/OLD WEST END SURVEY

was presented by its First Reading, as required by City Charter, to lie over before final adoption.

#### **DAY CARE TREATMENT PROGRAM CONTRACT**

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Council Member Castiglione moved the adoption of a Resolution entitled:

RESOLUTION NO. 2005-02.01

A RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF A CONTRACT FOR SERVICES TO PROVIDE FOR A DAY TREATMENT PROGRAM FOR DANVILLE AND PITTSYLVANIA COUNTY.

Council Member Smith seconded the Motion.

Council Member Smith said the proposed Day Treatment Program was an attempt to provide services locally for some special education children in order to lower cost. He advised that the Danville-Pittsylvania Community and Management Board spends thousands of dollars sending children to programs throughout the State and it is hoped the local program would assist in lowering the cost of educating these children.

Vice-Mayor Williams said the treatment program was a collaborative effort between Danville City and Pittsylvania County Schools in an attempt to reduce costs that had become out of control. Dr. Williams said the Comprehensive Services Act was a well-intended one with a great purpose, but the program had been set up in such a way that there were inadequate services locally to meet the demands.

Council Member Saunders, who is Executive Director of Pittsylvania County Community Action, Inc., advised that in order to avoid the possibility of a conflict of interest, he would abstain from voting, since his agency would be operating the six-month program.

VOTE: 8-0  
AYE: Archie, Castiglione, Daniels, Hamlin, Luther, Oakes, Smith, and Williams (8).  
NAY: None (0).  
ABSTAIN: Saunders (1).

**APPOINT DR. GERALD JOHNSON TO FAIR HOUSING BOARD**

Vice-Mayor Williams moved the adoption of a Resolution entitled:

RESOLUTION NO. 2005-02.02

A RESOLUTION APPOINTING DR. GERALD JOHNSON AS A MEMBER OF THE FAIR HOUSING BOARD.

The Motion was seconded by Council Member Archie and adopted by the following vote:

VOTE: 9-0  
AYE: Archie, Castiglione, Daniels, Hamlin, Luther, Oakes, Saunders, Smith, and Williams (9).  
NAY: None (0).

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**HEARING - AMEND CITY ZONING ORDINANCE**

Mayor Hamlin opened the floor for a Public Hearing to consider amendments to the City of Danville Zoning Ordinance. Notice of the Public Hearing had been duly published in the Danville Register and Bee on January 18 & 25, 2005. No one present desired to be heard and the Public Hearing was closed.

Council Member Archie moved the adoption of an Ordinance entitled:

ORDINANCE NO. 2005-02.02

AN ORDINANCE AMENDING AND REORDAINING CERTAIN SECTIONS OF CHAPTER 41 OF THE DANVILLE CITY CODE IN ORDER TO MODIFY ARTICLE 2 (R) ALLOWING FOR COMMERCIAL COMMUNICATION ANTENNA BY RIGHT IN ANY DISTRICT IF CAMOUFLAGED, ARTICLE 3.K CENTRAL BUSINESS DISTRICT USED TO INCLUDE KENNEL, COMMERCIAL AND PET CARE CLINICS, AND ARTICLE 23.L TOBACCO WAREHOUSE DISTRICT TO INCLUDE AUTOMOBILE AND LIGHT VEHICLE REPAIR ESTABLISHMENTS.

The Motion was seconded by Council Member Daniels and adopted by the following vote:

VOTE: 9-0  
AYE: Archie, Castiglione, Daniels, Hamlin, Luther, Oakes, Saunders, Smith, and Williams (9).  
NAY: None (0).

**BUDGET AMENDMENT - FY 2004-2005 - ANGLERS-CYBER CONNECTOR TRAIL**

Upon Motion by Council Member Castiglione and second by Vice-Mayor Williams, an Ordinance entitled:

ORDINANCE NO. 2005-02.03

AN ORDINANCE AMENDING THE FISCAL YEAR 2004-2005 BUDGET APPROPRIATION ORDINANCE BY INCREASING ANTICIPATED REVENUES TO PROVIDE FOR A GRANT FOR THE CONSTRUCTION OF THE ANGLERS-CYBER CONNECTOR TRAIL IN THE AMOUNT OF \$100,000 AND LOCAL IN-KIND SERVICES IN THE AMOUNT OF \$25,000 FOR A TOTAL APPROPRIATION OF \$125,000

was presented by its First Reading, as required by City Charter, to lie over before final adoption.

Council Member Smith inquired if the in-kind services were a budgeted item within the Parks, Recreation, and Tourism Department.

Deputy City Manager Lacy responded that in this particular case, these in-kind services would include some alignment work and placement of milling by Public Works, which will serve as the base for the asphalt overlay. Funds for projects of this type

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are generally budgeted within the Public Works maintenance budget because there is not way to anticipate the receipt of grant funds for any particular fiscal year.

Parks, Recreation, and Tourism Director John Gilstrap introduced Outdoor Recreation Specialist Karen Cross. In response to Council Member Castiglione, Ms. Cross advised that when the above referenced section of the walking trail is completed, there should be approximately 5½ miles of paved trail. This particular section would run from Anglers Park, across roads on the old City farm property along some of Dan River's property boundaries, and then to Stinson Drive.

Council Member Saunders inquired if there were various public/private partnerships and if the private donations could be counted as part of in-kind services.

Mr. Gilstrap replied that there were established partnerships, with the latest being Riverview Rotary Club, which has pledged \$10,000 annually for trail development for the next four years. He said these funds could be used as a match.

**CODE AMENDMENT - SECTION 32-58 (6) - LUMP SUM PAYMENTS**

Vice-Mayor Williams moved the adoption of an Ordinance entitled:

ORDINANCE NO. 2005-02.04

AN ORDINANCE AMENDING SECTION 32-58 (6) OF THE DANVILLE CITY CODE TO OFFER, BUT NOT REQUIRE, LUMP SUM PAYMENTS OF RETIREMENT SYSTEM BENEFITS WITH AN ACTUARIAL VALUE OF \$10,000 OR LESS, TO DANVILLE CITY RETIREMENT BENEFICIARIES.

The Motion was seconded by Council Member Archie and adopted by the following vote:

VOTE: 9-0  
AYE: Archie, Castiglione, Daniels, Hamlin, Luther, Oakes,  
Saunders, Smith, and Williams (9).  
NAY: None (0).

**COMPREHENSIVE ECONOMIC DEVELOPMENT STRATEGY PRIORITY PROJECTS**

Council Member Daniels moved the adoption of a Resolution entitled:

RESOLUTION NO. 2005-02.03

A RESOLUTION APPROVING SUBMISSION OF THE COMPREHENSIVE ECONOMIC DEVELOPMENT STRATEGY PRIORITY PROJECTS FOR MAINTAINING DANVILLE'S STATUS AS A REDEVELOPMENT AREA UNDER THE ECONOMIC DEVELOPMENT ADMINISTRATION'S PROGRAM.

The Motion was seconded by Council Member Oakes and adopted by the following vote:

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VOTE: 9-0  
AYE: Archie, Castiglione, Daniels, Hamlin, Luther, Oakes,  
Saunders, Smith, and Williams (9).  
NAY: None (0).

#### **COMMUNICATIONS**

City Manager Gwaltney called attention to the Comprehensive Annual Financial Report for Fiscal Year ending June 30, 2004 and the Comprehensive Annual Report for the Employees' Retirement System for Fiscal Year ending June 30, 2004, both of which had been placed at the desk of each Council Member.

Mr. Gwaltney commended the Finance Department and Goodman and Company, the City's Auditors, for completing the job in spite of the switch over to a new computer system. He said it was a good audit in spite of the downturn in the economy.

Mr. Gwaltney advised Auditors from Goodman and Company would be present at the February 15 Council Work Session to go over the Auditor's Management Letter with Council Members and to answer any questions they might have.

Mr. Gwaltney advised that Finance Director Aubrey Dodson would remain through April to assist with the budget. Mr. Dodson was due to retire on March 1, 2005.

Deputy City Manager Lacy advised there would be a Joint Work Session with the Pittsylvania County Board of Supervisors on Thursday, February 10 for the purpose of receipt of the presentation of the Master Development Plan for Cane Creek Center. Mr. Lacy said the time and place would be firmed up within the next few days.

#### **ROLL CALL**

Council Member Archie commended the City's firefighters for their prompt attention to a matter this weekend.

Council Member Castiglione commended public works crews for their excellence in keeping City streets clear. Mr. Castiglione said he had attended a concert this past weekend and that roads were safe in spite of the ice and snow that had fallen during the day.

Mayor Hamlin announced he and several Council Members would be attending a Virginia Municipal League (VML) workshop on Thursday, February 3 in Richmond. He said VML was celebrating 100 years of service this year.

Council Member Luther reiterated Mr. Castiglione's sentiments regarding public works employees.

Council Member Oakes commended Downtown Danville Executive Director Liz Sater and Community Development Coordinator Anne Moore for their excellent presentation on Downtown Danville at

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the Museum of Fine Arts and History last evening. Mr. Oakes advised about forty (40) people were in attendance and said he felt sure everyone left the meeting feeling really good about the City.

Council Member Saunders thanked Linda Green for her excellent update on the Business Incubator.

Mr. Saunders, who is a member of the Danville Redevelopment and Housing, advised that Danville's Housing Authority and its Executive Director Daryl Dalton enjoyed a wonderful reputation across the State and that Danville was a leader in the housing field in the State of Virginia.

Council Member Smith reported that Police Officer Richard Chivvis, whose wife recently had a baby, has been deployed to Iraq. He asked that everyone keep Officer Chivvis and his family in their prayers.

Mr. Smith commended Council Member Saunders for his leadership as a board member of the Dan River Business Development Center and for his willingness to spearhead the Day Treatment Program. Mr. Smith said Council was fortunate to have Mr. Saunders on board.

Mr. Smith recognized and acknowledged the presence of Mr. Beecy and Mr. Lee of the Boys and Girls Club, along with other associates. Mr. Smith commended them for taking on the Project Discovery program, which is funded through the City's Community Development Block Grant program.

Vice-Mayor Williams said that it was very important to recognize that the Dan River Business Development Center was a joint effort with Pittsylvania County. Dr. Williams commended the Supervisors for being proactive in watching out for the interests of County citizens.

Dr. Williams asked City Manager Gwaltney for a report on the impact rising costs of gasoline and utilities would have on the City's budget. Another concern voiced by Dr. Williams was the inadequate salaries of the City's police officers. He said the City was possibly losing police officers as a result of inadequate salaries. Dr. Williams asked Mr. Gwaltney to obtain salaries of police officers, for comparison purposes, from other localities in order to address the issue.

City Manager Gwaltney said that with regard to the budget, he has asked the department heads to prepare a flat budget for FY 2005-2006. He said the City had operated for the last five years on a flat budget and that he would be distributing a 6-months report relating to City finances to Council Members shortly that would address some of the issues as requested by Dr. Williams.

Mr. Gwaltney stated that possibly next year, he would be requesting a pay study because it has been quite a while since a pay study had been conducted for City employees.



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The Meeting adjourned at 8:07 P.M.

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MAYOR

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CLERK